

MARK H. HARRIS, SB #133578  
 E-Mail: [Harris.Law@att.net](mailto:Harris.Law@att.net)  
 Law Offices of Mark H. Harris  
 2207 J Street  
 Sacramento, CA 95816  
 Telephone: (916) 442-6155  
 Fax: (916) 444-5921

ATTORNEY FOR DEFENDANT

IN THE UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 FOR THE OAKLAND DIVISION

HARDWARE RESOURCES, INC.	:	CASE NO. C07-03635
	:	
Plaintiff,	:	Chief Judge Saundra B. Armstrong
	:	
v.	:	
WEST COAST MOBILE HARDWARE, INC., DOES 1 THROUGH 10	:	<b>NOTICE OF WITHDRAWAL WITHOUT PREJUDICE OF WEST COAST MOBILE HARDWARE, INC.'S MOTION TO STAY PROCEEDINGS</b>
Defendants.	:	

Now comes Defendant, West Coast Mobile Hardware, Inc. ("West Coast"), by and through the undersigned counsel, and gives notice to this Court of its notice of withdrawal without prejudice of Defendant's Motion to Stay Proceedings.

This withdrawal is being undertaken to facilitate the upcoming mediation.

/s/ Mark H. Harris  
 MARK H. HARRIS, SB #133578  
 E-Mail: [Harris.Law@att.net](mailto:Harris.Law@att.net)  
 Law Offices of Mark H. Harris  
 2207 J Street  
 Sacramento, CA 95816  
 Telephone: (916) 442-6155  
 Fax: (916) 444-5921

Attorney for Defendant West Coast Mobile  
 Hardware, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing was electronically filed on October 26, 2007. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system. A copy of the foregoing was also served this 26<sup>th</sup> day of October, 2007, via ordinary mail upon the following:

Jeffery G. Bairey  
Alison Yew  
Lewis, Brisbois, Bisgaard & Smith, LLP  
One Sansome Street, Suite 1400  
San Francisco, CA 94104  
Email: [bairey@lbbslaw.com](mailto:bairey@lbbslaw.com)  
Email: [yew@lbbslaw.com](mailto:yew@lbbslaw.com)

George R. Schultz  
William D. Harris, Jr.  
Schultz & Associates, P.C.  
5400 LBJ Freeway  
Suite 1200  
Dallas, Texas 75240  
Email: [russ.schultz@grspc.com](mailto:russ.schultz@grspc.com)  
Email: [bill.harris@grspc.com](mailto:bill.harris@grspc.com)

*/s/Donald J. Rafferty*

Donald J. Rafferty